

STATE OF WASHINGTON  
GAMBLING COMMISSION

In the Matter of the Revocation of the License to Conduct Gambling Activities of:	)	
	)	No. CR 2010-01392
	)	
Robert K. Brown	)	
Tukwila, Washington,	)	<b>NOTICE OF ADMINISTRATIVE</b>
	)	<b>CHARGES AND OPPORTUNITY FOR</b>
Licensee	)	<b>AN ADJUDICATIVE PROCEEDING</b>
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I.

The Washington State Gambling Commission issued Robert K. Brown license number 68-26452, authorizing Card Room Employee activity, formerly at Great American Casino in Tukwila.

This license expires on May 19, 2011, and was issued subject to the licensee's compliance with state gambling laws and regulations.

II.

Rick Day, Director of the Washington State Gambling Commission, charges the licensee with the following violation(s) of the Washington State Gambling Act, 9.46 RCW, and WAC Title 230:

On December 10, 2010, the licensee, while working as a Cage Cashier at Great American Casino, took \$1,355 in cash from a co-workers purse, which was hanging from a coat rack near the stairway leading to the employee break room. A Commission Special Agent observed on surveillance video from December 10, 2010, the licensee was near the purse, the licensee disappeared from view, and next clenched his left hand as it went into his left jacket pocket. The licensee was immediately observed getting into a black Mazda truck and staying in the vehicle for a few moments. The licensee provided a written admission statement to the Tukwila Police Department, and the cash was found in the black Mazda. The cash was later returned to the co-worker.

Under RCW 9.46.190, the licensee engaged in an act that defrauded a co-worker and demonstrate that the licensee poses a threat to the effective regulation of gambling, or creates or increases the likelihood of unfair or illegal practices, methods, and activities in the conduct of gambling activities. The licensee has failed to prove he is qualified for licensure as required under RCW 9.46.153. Therefore, grounds exist to revoke Robert K. Brown's license under RCW 9.46.075(1) and (8), and WAC 230-03-085(1) and (8).

**RCW 9.46.075 Denial, suspension, or revocation of license, application, or permit**

The Commission may deny an application, or suspend or revoke any license or permit issued by it, for any reason or reasons, it deems to be in the public interest. These reasons shall include, but not be limited to, cases wherein the applicant or licensee, or any person with any interest therein. (The following subsections apply.)

(1) Has violated, failed or refused to comply with the provisions, requirements, conditions, limitations or duties imposed by chapter 9.46 RCW and any amendments thereto, or any rules adopted by the Commission pursuant thereto, or when a violation of any provision of chapter 9.46 RCW, or any Commission rule, has occurred upon any premises occupied or operated by any such person or over which he or she has substantial control.

(8) Fails to prove, by clear and convincing evidence, that he, she or it is qualified in accordance with the provisions of this chapter;

**WAC 230-03-085 Denying, suspending, or revoking an application, license or permit**

(The following subsections apply.)

We may deny, suspend, or revoke any application, license or permit, when the applicant, licensee, or anyone holding a substantial interest in the applicant's or licensee's business or organization:

(1) Commits any act that constitutes grounds for denying, suspending, or revoking licenses or permits under RCW 9.46.075.

(8) Poses a threat to the effective regulation of gambling, or creates or increases the likelihood of unfair or illegal practices, methods, and activities in the conduct of gambling activities, as demonstrated by: (a) Prior activities; or (b) Criminal record; or (c) Reputation; or (d) Habits; or (e) Associations.

**RCW 9.46.190 Violations relating to fraud or deceit**

Any person or association or organization operating any gambling activity who or which, directly or indirectly, shall in the course of such operation:

(The following subsections apply.)

(1) Employ any device, scheme, or artifice to defraud; or

(3) Engage in any act, practice or course of operation as would operate as a fraud or deceit upon any person;

Shall be guilty of a gross misdemeanor subject to the penalty set forth in RCW 9A.02.021.

**RCW 9.46.153 Applicants and licensees responsibilities and duties**

(The following subsections apply.)

(1) It shall be the affirmative responsibility of each applicant and licensee to establish by clear and convincing evidence the necessary qualifications for licensure of each person required to be qualified under this chapter, as well as the qualifications of the facility in which the licensed activity will be conducted.

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Jurisdiction of this proceeding is based on 9.46 RCW, Gambling, chapter 34.05 RCW, the Administrative Procedure Act, and WAC Title 230.

**In order to have a hearing or discuss settlement options**, the enclosed request for hearing must be completed and returned to the Gambling Commission **within 23 days** from the date of the mailing of this notice.

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF THURSTON )

  
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RICK DAY, DIRECTOR

Dated at Olympia, Washington this 15 day of February, 2010

Michelle M. Pardo  
NOTARY PUBLIC in and for the State of

My Commission expires on 6/16/2013

Maurice  
Pratt

